

RCE/2143/21W

Request for Continued Examination (RCE) Transmittal

Address to:
Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

| | |
|----------------------|----------------|
| Application Number | 09/558,925 |
| Filing Date | 04/26/2000 |
| First named inventor | Kembel |
| Examiner Name | J.E. Avellino |
| Art Unit | 2143 |
| Attorney Docket No. | 10351-0007-999 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114 Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on:

ii. ☐ Other:

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☒ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other:

2. Miscellaneous

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other:

3. Fees

 The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

a. ☐ The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any overpayments, to Deposit Account No.: _____ Enclosed is a copy of this sheet.

i. ☐ RCE fee required under 37 CFR 1.17(e)

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other:

b. ☐ Check in the amount of \$ _____ enclosed

c. ☒ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

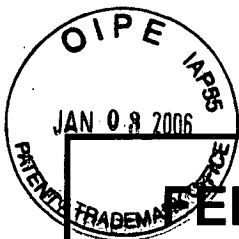
| | | |
|------------|-------------------|-------------------------|
| Signature: | | Telephone: 650-941-4470 |
| Name: | Jonathan A. Small | Date: December 30, 2005 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

| | |
|--------------------------|-------------------------|
| Signature: | |
| Name: | Jonathan A. Small |
| Registration no. 32, 631 | Date: December 30, 2005 |

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

**FEE TRANSMITTAL****Complete if known**

| | | | |
|---|----------------------|---------------------|----------------|
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27 | Application Number | 09/558,925 | |
| | Filing Date | 04-26-2000 | |
| | First named inventor | Kembel | |
| | Examiner Name | J. E. Avellino | |
| | Art Unit | 2143 | |
| TOTAL AMOUNT OF PAYMENT | (\$) 945.00 | Attorney Docket No. | 10351-0007-999 |

METHOD OF PAYMENT (check all that apply)

☐ Check ☒ Credit Card (Form PTO-2038 enclosed) ☐ Other (please identify): _____

☐ Deposit Account: Number: _____ Account name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or underpayment of fee(s) under 37 C.F.R. 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Fee Calculation**1. Basic Filing, Search, and Examination Fees**

| Application Type | Filing Fee | | Search Fee | | Examination Fee | | Fees Paid (\$) |
|------------------|------------|-----------------------|------------|-----------------------|-----------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | 00.00 |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | 00.00 |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | 00.00 |
| RCE | 790 | 395 | | | | | 395.00 |
| Provisional | 200 | 100 | | | | | 00.00 |

2. EXCESS CLAIM FEES

| | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 50 | 25 |
| Each independent claim over 3 (including Reissues) | 200 | 100 |
| Multiple dependent claims | 360 | 180 |

| Total Claims | | Extra claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | |
|--------------|--------|--------------|----------|---------------|---------------------------|---------------|
| 34 | - 20 = | 14 | x 25.00 | = 350.00 | Fee (\$) | Fee Paid (\$) |
| 5 | - 3 = | 2 | x 100.00 | = 200.00 | | 00.00 |

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets, the application size fee is \$250 (\$125 for small entity) for each additional 50 sheets or fractions thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s)

| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| - 100 | /50 | | x | = 00.00 |

4. OTHER FEE(S)

| | |
|--------------------------------------|----------------|
| Non-English Specification (\$130) | Fee Paid 00.00 |
| Other (e.g., late filing surcharge): | Fee Paid 00.00 |

SUBMITTED BY

| | | |
|------------|-------------------|-------------------------|
| Signature: | | Telephone: 650-941-4470 |
| Name: | Jonathan A. Small | Date: December 30, 2005 |